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10 United States of America

11 IN THE UNITED STATES DISTRICT COURT

12 EASTERN DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 RANDALL THOMAS MCBRIDE

17 Defendants.

18 CASE NO. 1:24-CR-00061-NODJ-BAM

19 STIPULATION TO CONTINUE STATUS  
20 CONFERENCE; AND ORDER

21 IT IS HEREBY STIPULATED by and between Phillip A. Talbert, United States Attorney and  
22 Robert L. Veneman-Hughes, Assistant U.S. Attorney and and Richard Beshwate, attorney for defendant  
23 Randall McBride, that the status conference set for September 25, 2024 at 1:00 pm before the Honorable  
24 Barbara A. McAuliffe be continued to January 22, 2025 at 1:00 p.m.

25 **STIPULATION**

26 Plaintiff United States of America, by and through its counsel of record, and defendant, by and  
27 through defendant's counsel of record, hereby stipulate as follows:

28 1. The parties need additional time to further investigate/explore matters related to resolving  
the case or setting a trial date.

2. By this stipulation, defendant now moves to continue the status conference, and to  
exclude time from September 25, 2024 to January 22, 2025.

3. The parties agree and stipulate, and request that the Court find the following:

a) The government has represented that the discovery associated with this case  
includes investigative reports, and related documents, photographs, etc., in electronic form. All

1 of this discovery has been either produced directly to counsel and/or made available for  
2 inspection and copying. Defense would like additional time to review discovery, and investigate  
3 the foundation for a resolution by plea or trial further.

4 b) The government does not object to the continuance.

5 c) An ends-of-justice delay is particularly apt in this case because:

- 6 • Defendant needs additional time to review discovery, and conduct additional  
7 investigation; and
- 8 • The parties need additional time to investigate/explore matters related to  
9 proceeding via plea or trial.

10 d) Based on the above-stated findings, the ends of justice served by continuing the  
11 case as requested outweigh the interest of the public and the defendant in a trial within the  
12 original date prescribed by the Speedy Trial Act.

13 e) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
14 et seq., within which trial must commence, the time period of September 25, 2024 to January 22,  
15 2025, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv)  
16 because it results from a continuance granted by the Court at defendants' request on the basis of  
17 the Court's finding that the ends of justice served by taking such action outweigh the best interest  
18 of the public and the defendants in a speedy trial.

19  
20 [Remainder of page intentionally left blank.]

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

Dated: September 20, 2024

Respectfully submitted,

PHILLIP A. TALBERT  
United States Attorney

Dated: September 20, 2024

By /s/ Robert L. Veneman-Hughes  
ROBERT L. VENEMAN-HUGHES  
Assistant United States Attorney

/s/ Richard Beshwate  
RICHARD BESHWATE  
Attorney for Defendant Randall McBRIDE

## ORDER

IT IS SO ORDERED that the status conference is continued from September 25, 2024, to **January 22, 2025, at 1:00 p.m. in Courtroom 8 before Magistrate Judge Barbara A. McAuliffe**. Time is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv).

IT IS SO ORDERED.

Dated: **September 20, 2024**

/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE